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Attorneys for Plaintiff, LAYLA BASILIALI, on
behalf of herself and similarly aggrieved employees

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LAYLA BASILIALI, an individual,
on behalf of herself and others
similarly situated,

Plaintiff,

v.

ALLEGIANT AIR, LLC, a Nevada
limited liability company; and DOES
1 through 50, inclusive,

Defendants.

Case No.: 2:18-cv-3888 RGK (MRWx)

Assigned For All Purposes To:
Honorable R. Gary Klausner
Courtroom 850, 8th Floor, Roybal Bldg.

**PLAINTIFF'S NOTICE OF MOTION
AND UNOPPOSED MOTION FOR
APPROVAL OF PRIVATE
ATTORNEYS GENERAL ACT
SETTLEMENT AND RELEASE**

Date: July 22, 2019
Time: 9:00 a.m.
Location: Courtroom 850, 8th Floor
Roybal Courthouse

Complaint Filed: March 15, 2018
Removed: May 9, 2018
Amended Complaint: June 7, 2018
Present Trial Date: August 12, 2019

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE THAT**, on **July 22, 2019** at 9:00 a.m., or as soon
3 thereafter as the matter may be heard, in Courtroom 850, 8th Floor, of this Court,
4 located at Roybal Federal Building and U.S. Courthouse, 225 East Temple Street,
5 Los Angeles, California 90012, Plaintiff Layla Basili (‘‘Plaintiff’’), on behalf of
6 herself and other similarly aggrieved flight attendants employed by Defendant
7 Allegiant Air, LLC (‘‘Defendant’’ or ‘‘Allegiant’’) (collectively, ‘‘the Parties’’), will
8 and hereby does move the Court for approval of the Parties’ Private Attorneys
9 General Act Settlement Agreement and Release (‘‘PAGA Settlement’’ or
10 ‘‘Settlement Agreement’’). (*See* Declaration of Alvin B. Lindsay in support of
11 Motion for Settlement Approval (‘‘Lindsay Decl.’’), ¶ 2, and Exhibit A, Settlement).

12 The parties have agreed to a mediated settlement of Plaintiff’s remaining
13 individual claims and her representative claim under the Private Attorneys General
14 Act (‘‘PAGA’’), Labor Code § 2698 *et seq.*, on behalf of other similarly aggrieved
15 flight attendants employed by Defendant from **March 15, 2017** through approval
16 date (‘‘PAGA employees’’). Upon the settlement of a PAGA action, the Court must
17 ‘‘review and approve any penalties sought as part of a proposed settlement
18 agreement’’ relating to PAGA penalties. Labor Code § 2699(l).

19 Therefore, without opposition from Defendant, and pursuant to Labor Code §
20 2699(l), Plaintiff submits the Settlement should be approved, as the statutory
21 requirements set forth by PAGA have been satisfied and the settlement agreement
22 is fair, reasonable, and adequate in view of PAGA’s public policy goals.

23 Plaintiffs request entry of the concurrently provided [Proposed] Order and
24 Judgment granting approval of the PAGA Settlement Agreement, authorizing
25 funding of the settlement and disbursement of payments, and awarding the
26 Settlement Administrator, ILYM Group, Inc., reasonable administration costs and
27 fees of \$6,000.00. Plaintiffs further request that the Court approve the requested
28 attorneys’ fees and costs awards, as addressed in the Motion documents.

1 Plaintiff respectfully submits good cause exists for granting the Motion for
2 the reasons set forth in the concurrently filed documents. This Motion is based upon
3 this Notice of Motion and Unopposed Motion, the Memorandum of Points and
4 Authorities, and the Declarations of David Yeremian and Alvin B. Lindsay, along
5 with the other documents filed herewith, including the Settlement Agreement, any
6 Exhibits to the Declarations, and the [Proposed] Order and Judgment, as addressed
7 above, and the other pleadings and records on file in this action, and the
8 presentations of counsel and such oral or documentary evidence as may be
9 presented at the hearing on this unopposed Motion.

10
11 DATED: June 19, 2019

DAVID YEREMIAN & ASSOCIATES, INC.

12
13 By /s/ Alvin B. Lindsay
14 David Yeremian
15 Alvin B. Lindsay
16 Attorneys for Plaintiff LAYLA BASILIALI
17 and the similarly aggrieved employees
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